REMARKS

Applicant has studied the Office Action of 03 April 2003 and offers the following remarks to accompany the above amendment.

Applicant cancels claims 12-18 to comply with the requirement that the withdrawn claims be canceled.

Applicant further amends claim 3 to provide correct punctuation for the claim. No new matter is added and the scope of the claim has not changed.

Claims 1-11 and 19 were rejected under 35 U.S.C. § 102(e) as being anticipated by Danne et al. Applicant respectfully traverses. For an anticipation rejection to be proper, the Patent Office must identify where in the reference each and every claim element is located. Further, the elements of the reference must be arranged as claimed. MPEP § 2131.

A fundamental rule of claim construction is that the claim cannot be construed in a manner that makes a claim term superfluous. Thus, the Patent Office must identify where in the reference each of these claim elements is located. The Patent Office, in its rejection, quotes claim 1 and then cites col. 2, line 30 through col. 3, line 60 without further analysis. Applicant respectfully opines that this level of analysis is insufficient in light of the rules of examination. The Patent Office must point out with particularity which elements in the reference correspond to which claim elements. 37 C.F.R. § 1.104(c)(2). In light of the analysis in the Office Action, Applicant can only hypothesize about how the Patent Office is construing the reference. Under any hypothesis that Applicant creates, the reference is missing one or more claim elements or the elements of the reference are not arranged as claimed.

Specifically, claim 1 recites a client terminal, a client terminal controller, and a terminal proxy server in the body of the claim. Danne et al. discloses a proxy 14 and a java terminal 12. If the proxy 14 is construed to be the proxy server of the claim and the java terminal 12 is construed to be the client terminal, there is no client terminal controller as recited in the claim. If the Patent Office opines that the service node 16 is the client terminal controller of the claim, then the terminal proxy server does not, as recited in claim 1, send synchronized signals to the client terminal and the client terminal controller to notify a client terminal user of the incoming voice data packets. Also, it would appear that the service node 16 of the reference does not control the client terminal as recited in the claim. Applicant invites the Patent Office to clarify which elements of the reference correspond to which elements of the claim so that a proper

5

response may be formulated. Applicant reserves the right to address such a new interpretation of the reference in any future response.

Applicant further addresses the rejection of some of the dependent claims. Claim 4 recites an address book. Applicant has read the cited passage of Danne et al. and finds no teaching or suggestion of an address book. Applicant invites the Patent Office to show where the address book of the claim is taught in the reference.

Claim 5 specifically indicates that the database is a Lightweight Directory Access Protocol (LDAP) server. Applicant has read the cited passage of Danne et al. and finds no teaching or suggestion of an LDAP server. Applicant invites the Patent Office to show where the LDAP server of the claim is taught in the reference.

Claim 7 recites a set top box. Applicant has read the cited passage of Danne et al. and finds no teaching or suggestion of a set top box. Applicant invites the Patent Office to show where the set top box of the claim is taught in the reference.
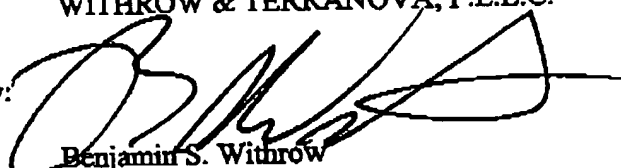
Claim 19 is similar to claim 1, except that element (d) is slightly different. As Applicant explained above, Danne et al. does not teach or suggest the client terminal, the client terminal controller, and the terminal proxy server as recited in the claim, or if the service node 16 is construed to be the controller, then the service node 16 does not control the client terminal as recited in the claim. Further, the proxy 14 would not send a signal to the service node 16 to notify the client terminal user of an incoming signal. Thus, the claim elements are not shown by the reference. If the Patent Office wishes to clarify its interpretation of the reference, Applicant reserves the right to address this new interpretation in a future response.

The Patent Office has not complied with the rules to explain the rejection. Applicant's response is therefore limited to pointing out the claim elements which Applicant notes are facially not in the reference. If the Patent Office disagrees, the Patent Office is invited to clarify which elements of the reference correspond to which elements of the claim. If the Patent Office does make this clarification, Applicant reserves the right to address this in a future response. However, it appears the reference does not anticipate the claims for the reasons explained above, and Applicant earnestly solicits claim allowance at the Examiner's earliest convenience.

6

Respectfully submitted,

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7